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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

The plaintiffs, by and through their attorneys of record, and defendants, by and through their attorneys of record, hereby stipulate, subject to approval of the Court, to hold this case in abeyance for two weeks in light of the fact that the United States Citizenship and Immigration Services (USCIS) intends to approve the plaintiff's I-730 petition, subject to the completion of a successful fingerprint check of the beneficiary of the I-730 petition. The beneficiary has a fingerprint appointment on October 25, 2008, and USCIS expects to complete adjudication of the I-730 petition no later than October 31, 2008.

If USCIS approves the I-730 petition within two weeks, the parties will file a stipulation to

STIPULATION TO HOLD CASE IN ABEYANCE
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1 dismiss with each party to bear its own costs and fees. If, for some reason, USCIS does not
2 approve the I-730 petition within two weeks, the following revised briefing schedule (the hearing
3 date remains the same, however) will apply:

4 Plaintiffs' Motion for Summary Judgment: On File
5 Defendants' Opposition/Cross-Motion: November 7, 2008
6 Plaintiffs' Reply/Opposition: November 14, 2008
7 Defendants' Reply: November 21, 2008
8 Hearing: December 5, 2008

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12 DATED: October 23, 2008 Respectfully submitted,

13 JOSEPH P. RUSSONIELLO
14 United States Attorney

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16 /s/
17 EDWARD A. OLSEN
18 Assistant United States Attorney

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22 DATED: October 23, 2008 /s/
23 ROBERT B. JOBE
24 Pursuant to stipulation, IT IS SO ORDERED.
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26 Dated: October 27, 2008

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28 JEFFREY S. WHITE
United States District Judge